



PATENT
Attorney Docket: 1151-4167
Express Mail No. EV 357 803 396US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Chang Yi Wang
Serial No. : 09/865,294
Filed : May 25, 2001
For : **IMMUNOGENIC PEPTIDE COMPOSITION FOR THE PREVENTION
AND TREATMENT OF ALZHEIMER'S DISEASE**
Group Art Unit : 1647
Examiner : Sharon Turner, Ph.D.
Mail Stop: NON-FEE Amendment

Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST TO RESET DATE OF OFFICE ACTION

Sir:
This is to request that the date of the office action be re-set to March 8, 2004.

On January 9, 2004, the Office Action dated January 5, 2004 was received. Applicant's attorney noted that a copy of the references cited and applied by the Examiner was not enclosed as repeatedly requested in response filed October 10, 2003; the interview of November 5, 2003 and in the Summary of the Interviewed filed November 10, 2003.

The references are:

1. Skolnick et al., Trends in Biotech., 2000, 18 (1):34-39,
2. Jobling et al., Mol. Microbiol., 1991, 5(7):1755-67
3. Berhouz et al., J. of Gerontolo., November 1989, 44(6):B156-9
4. Wang et al., WO99/66952, December 29, 1999
5. Kumar et al., In Vitro Cellular & Developmental Biology, Animal, 2000, Feb. 36(2):81-87

Applicant's attorney had contacted the Examiner by telephone to request a set of the references on January 10, 2004 and was referred to the Supervisory Examiner, Mr. Gary Kunz. Mr. Kunz indicated that the office was being moved and will provide Applicant with a copy after the move. On March 5, 2004, Applicant's attorney called Mr. Kunz to remind him of the missing references. He agreed to send a set in the next two days, with the exception of Wang et al, W099/66952. Applicant agreed in that it was Applicant's own published PCT application. Applicant requested that the date of the office action be re-set to the date the references are sent by facsimile.

Applicant received a copy of references #1-3, 5 on March 8, 2004. Applicant believes that the date of the Office Action is now re-set to March 8, 2004 and that the response is now due June 8, 2004. The present request should be granted in under MPEP §710.06 in that the delay was due to an omission of a copy of the cited references as required by MPEP §707.05(a).

Respectfully submitted,



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Date: March 23, 2004

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For: Immunogenic Peptide Composition for the Prevention and Treatment of Alzheimer's Disease

EXPRESS MAIL CERTIFICATE

Express Mail Label No.: **EV 357 803 396US**

Date of Deposit: **March 23, 2004**

I hereby certify that the following attached paper(s) and/or fee

1. Request to Reset Date of Office Action;
2. Return postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Susan Shen-Frattura

(Typed or printed name of person mailing papers(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

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